

UNITED STATES DISTRICT COURT  
DISTRICT OF PUERTO RICO

UNITED STATES OF AMERICA, )  
Respondent, )  
 )  
 )  
v. ) Crim. Case No.: 97-98-5 (HL)  
 )  
 )  
ALEXANDER RODRIGUEZ, )  
Defendant-Petitioner-Movant. )  
 )

MOTION FOR RESENTENCING

COMES NOW BEFORE THIS HONORABLE COURT, Defendant-Petitioner-Mover ALEXANDER RODRIGUEZ hereinafter Petitioner, in proper person, and respectfully requests to be brought before this Court at its earliest convenience to be resentenced.

Petitioner requests that all enhancements or time that was added to his sentence, which was not charged in the indictment, or admitted by the Petitioner, established in a plea of guilty, or put before a jury and found beyond a reasonable doubt be subtracted from his sentence.

Had Petitioner been sentenced without the unconstitutional enhancements being added on, he would have received a much lesser sentence.

This request is made due to Apprendi v. New Jersey, 530 U.S. 466 (2000), Blakely v. Washington, 542 U.S. \_\_\_\_ (2004), as well as, the more recent decisions in United States v. Booker and United States v. Fanfan, 543 U.S. \_\_\_\_ (2005) Nos. 04-104 and 04-105.

Signed this 26 day of DEC, 2005 at the Federal  
Satellite Low in Jesup, Georgia, U.S.A.

Respectfully submitted,

*Alexander Rodriguez*  
**Alexander Rodriguez**  
Defendant-Petitioner, In Proper Person  
FBOP#14800-069  
Federal Satellite Low  
2650 Hwy 301 South  
Jesup, GA 31599

Certificate of Service

I, the undersigned, Petitioner herein the Address Update  
Notice and Motion for Resentencing, do hereby certify that a true  
a correct parody of the same, has been placed in an envelope and  
deposited in the legal mail receptacle at the Federal Satellite Low  
in Jesup, Georgia, U.S.A., properly addressed, with sufficient first  
class postage prepaid to ensure delivery thereto following:

**AIXA MALDONADO-QUINONES, ESQ.**  
Assistant U.S. Attorney  
U.S. Attorney's Office  
Chardon Tower, Suite 1201  
350 Carlos Chardon Avenue  
San Juan, P.R. 00818

Thus done and signed on this 26 day of DEC, 2005  
under penalty of perjury pursuant to Title 28, U.S.C. Section at  
the Federal Satellite Low in Jesup, Georgia, U.S.A.

*Alexander Rodriguez*  
**Alexander Rodriguez**  
Petitioner, In Proper Person